

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

AMO DEVELOPMENT, LLC,)
AMO MANUFACTURING USA, LLC,)
and AMO SALES AND SERVICE,)
INC.,)

Plaintiffs,)

v.)

C.A. No. 20-842-CFC-JLH

ALCON VISION, LLC, ALCON)
LABORATORIES, INC., and ALCON)
RESEARCH, LLC,)

Defendants.)

ALCON, INC., ALCON RESEARCH,)
LLC and ALCON VISION, LLC,)

Counterclaim Plaintiffs,)

v.)

AMO DEVELOPMENT, LLC,)
AMO MANUFACTURING USA, LLC,)
AMO SALES AND SERVICE, INC.)
and JOHNSON & JOHNSON)
SURGICAL VISION, INC.,)

Counterclaim Defendants.)

**ORDER GRANTING ALCON’S MOTION FOR SUMMARY JUDGMENT
(NO. 3) THAT LACHES BARS J&J’S CLAIM FOR DISGORGEMENT**

On this _____ day of _____, 20____, the Court having considered Defendants Alcon Vision, LLC, Alcon Laboratories, Inc., and Alcon Research, LLC's ("Alcon") Motion for Summary Judgment (No. 3) That Laches Bars J&J's Claim for Disgorgement under Federal Rule of Civil Procedure 56,

IT IS ORDERED that Alcon's Motion is GRANTED. Specifically, the Court holds that the doctrine of laches bars Plaintiffs AMO Development, LLC, AMO Manufacturing USA, LLC, and AMO Sales and Service, Inc. from disgorging Alcon's profits.

United States District Judge